



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Vernal District Field Office  
170 South 500 East  
Vernal, Utah 84078-2799  
<http://www.blm.gov/utah/vernal>

5/047/048  
RECEIVED

JUL 02 2001

DIVISION OF  
OIL, GAS AND MINING

Phone: (435) 781-4400  
Fax: (435) 781-4410

IN REPLY REFER TO:

3809  
(UT08300)  
U66354

JUN 29 2001

Return Receipt

no. 70010360000192910283

DECISION

Mr. Norman Haslem	:	Extension of Time to Conduct Initial
2041 South 2000 East	:	Reclamation of Project Area Under Notice
Vernal, Utah 84078	:	UTU66354 Granted

Background

You have been conducting reclamation of your project area as required by our May 10, 2001 decision letter. You have requested an extension of time in which to seed the area. Pursuant to your request, you should conduct seeding on or before August 1, 2001. You also requested a variance to the seed mixture. You may reduce the amount of needle and thread grass in half. Because the amount of seed is critical to revegetation success, we are requesting that you increase the poundage of the other plant species seeds by one-quarter pound if drill seeding is planned or one-half pound if broadcast seeding is planned.

Advisory

This correspondence does not change any of the other requirements contained in our November 14, 2000 notice of noncompliance (items 1.a. through 1.e. on the second and third pages of that correspondence which is attached to our May 10, 2001 to you).

What happens if you fail to comply?

Failure to complete the required reclamation work on or before August 1, 2001 will result in you being required to submit a plan of operations and mandatory bond for all subsequent operations which otherwise be conducted pursuant to a notice under 43 CFR 3809.1-3.



Can you appeal this decision?

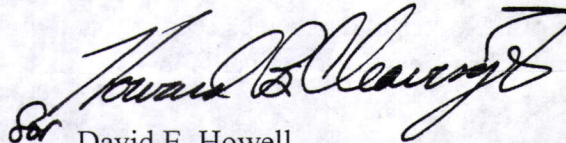
You have the right of appeal the extension of the period to reclaim to the Utah State Director, Bureau of Land Management (P.O. Box 45155, Salt Lake City, Utah 84145-0155), in accordance with 43 CFR 3809.4. If you exercise this right, your appeal, accompanied by a statement of reasons and any arguments you wish to present which would justify reversal or modification of the decision, must be filed in writing to this office (Bureau of Land Management, Vernal Field Office, 170 South 500 East, Vernal, Utah 84078) within 30 days from the receipt of this decision. This decision will remain in effect during the appeal unless a written request for a stay is granted. If you wish to file a petition pursuant to 43 CFR 3809.4(b) for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the State Director, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based upon the standards listed below. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied.
- (2) The likelihood of the appellant's success on its merits,
- (3) The likelihood of immediate and irreparable harm if a stay is not granted, and
- (4) Whether the public interest favors granting the stay.

Sincerely



David E. Howell  
Field Manager

cc: Lead claimant of record Pebble Puppy #1-A & 2-A (UMC's 366391 & 366392)  
Utah Div. of Oil, Gas, and Mining  
Utah State Office UT93513